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nkyIN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

PAUL TURPIN, : CIVIL NO. 1:01-CV-0168

Petitioner : (Judge Rambo) —

v. :

IMMIGRATION AND NATURALIZATION :
SERVICE, :

Respondent :

FILED
HARRISBURG, PA

MAY 14 2001

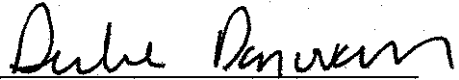
MARY E. D'ANDREA, CLERK
Per als
Deputy ClerkRESPONDENT'S NOTICE TO THE COURT REGARDING
RELEVANT CASE LAW OMITTED FROM ITS RESPONSE TO THE
AMENDED PETITION

On May 7, 2001, counsel for Respondent Immigration and Naturalization Service (INS) notified the Court that in responding to Petitioner's Amended Petition, the INS would be relying on its original response. In so notifying the Court, counsel for the INS overlooked a decision relevant to the issues Petitioner raises regarding the constitutionality of § 212(h). The relevant case is Lara-Ruiz v. INS, 241 F.3d 934 (7th Cir. 2001). Counsel is faxing a copy of this notice to Petitioner's counsel, Dan Siegel, in order to assure he has notice of counsel's intent to rely on Lara-Ruiz at the oral argument

scheduled for 1:30 p.m. on May 18, 2001.

Respectfully submitted,

MARTIN CARLSON
United States Attorney


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Date: May 14, 2001

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	:	
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CERTIFICATE OF SERVICE

The undersigned hereby certifies that she is an employee in the Office of the United States Attorney for the Middle District of Pennsylvania and is a person of such age and discretion to be competent to serve papers.

On this 14th day of May, 2001, she served a copy of the foregoing document by placing said copy in a postpaid envelope addressed to the person hereinafter named, at the place and address stated below, which is the last known address, and by depositing said envelope and contents in the United States Mail at Harrisburg, Pennsylvania and by Facsimile (717-782-3881) to:

Daniel I. Siegel
Federal Public Defender's Office
100 Chestnut Street
Suite 306
Harrisburg, PA 17101


REBECCA A. PLESIC
Legal Secretary